

Message Text

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71

ORIGIN L-03

INFO OCT-01 AF-10 ADP-00 SCA-01 JUSE-00 USPS-02 PRS-01

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DRAFTED BY L/ M/ SCA: LAHUMMER: MA

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R 221944 Z MAR 73

FM SECSTATE WASHDC

TO AMEMBASSY ACCRA

INFO AMEMBASSY YAOUNDE

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E. O. 11652, N/ A

TAGS: PFOR, CPRS, GH

SUBJECT: EXTRADITION - ADDEQUAYE AND ENID ALLOTEY

REF: (A) ACCRA 1105; (B) ACCRA 1265; (C) ACCRA 1612

1. DEPARTMENT HAPPY TO HEAR ALLOTEYS WERE FINALLY
ARRESTED. WE PASSED INFO TO JUSTICE AND HAVE BEEN TOLD
U. S. ATTORNEY HELD PRESS CONFERENCE ANNOUNCING ARRESTS
AND MAKING INDICTMENT AGAINST THEM PUBLIC.

2. DEPARTMENT CONTINUES TO BE CONCERNED OVER REQUIREMENT
REPORTED REFEELS A AND B THAT A U. S. OFFICIAL WILL HAVE
TO APPEAR AT EXTRADITION HEARING. DEPARTMENT BROACHED
IDEA WITH POSTAL SERVICE OF SENDING POSTAL INSPECTOR
JOHN DOBBINS, WHO INVESTIGATED CASE, BUT WE RAN INTO
ROADBLOCK WITH JUSTICE DEPARTMENT, WHICH IS EXTREMELY
RELUCTANT TO AUTHORIZE APPEARANCE OF A QTE LIVE
WITNESS UNQTE AT AN EXTRADITION HEARING- DEPARTMENT
CONCURS IN BASIC RESERVATIONS OF JUSTICE, AS APPEARANCE
OF LIVE WITNESS IS CONTRARY TO INTERNATIONAL EXTRADITION
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PROCEDURE AND BECAUSE WE DO NOT WANT TO SET PRECEDENT WHICH COULD BE TROUBLESOME IN FUTURE. WE HAVE TRIED TO STRESS TO JUSTICE THAT WE WOULD REQUEST LIVE WITNESS IN ALLOTEY CASE ONLY IF GHANAIS ABSOLUTELY FIRM ON THE POINT AND CASE WOULD BE LOST OTHERWISE. WE HAVE TRIED TO STRESS TO JUSTICE THIS DEPARTMENT'S INTEREST IN THIS CASE. IN THIS VEIN, DEPARTMENT IS PREPARING LETTER TO JUSTICE REQUESTING PRESENCE OF DOBBINS IN GHANA IF GHANAIS CONTINUE TO INDICATE PRESENCE IS NECESSARY.

3. TO FURTHER CLARIFY ISSUE FOR DEPARTMENT, EMBASSY IS REQUESTED TO ASCERTAIN WHAT PROVISIONS IN GHANAIAN LAW REQUIRE PRESENCE OF U. S. OFFICIAL AT EXTRADITION HEARING AND EXACTLY WHAT WITNESS WOULD BE REQUIRED TO DO. IT IS UNCLEAR SINCE REFTEL B REPORTS WITNESS WOULD BE SUBJECT TO CROSS- EXAMINATION, WHETHER HE WOULD BE NEEDED SOLELY TO IDENTIFY DOCUMENTS, AS REPORTED REFTEL A, OR WHETHER HE CAN ALSO EXPECT TO BE QUESTIONED IN DETAIL ABOUT THE SUBSTANCE OF THE CASE. ROGERS

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*** Current Handling Restrictions *** n/a

*** Current Classification *** LIMITED OFFICIAL USE

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